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REMARKS

The present amendment is in response to the Office Action mailed July 15, 2003 in the above-referenced case. Claims 1-7 stand for examination. In the action the Examiner has objected to the title, requiring a new title, has objected to the Abstract, and has objected to the disclosure for certain informalities. Claims 1-7 stand rejected under 35 U.S.C. 101 as claiming the same invention as S/N 10/006,346 and S/N 10/121,801. Further, claims 1-7 stand rejected under 35 U.S.C. 102(e) as anticipated by DeLorme et al. US 5,948,040 (Hereinafter DeLorme).

Applicant has furnished a new title and a new Abstract by amendment above, and has corrected the informalities in the disclosure by amendment above according the Examiner's suggestions. In the objection to the specification regarding informalities the Examiner referred to page 23, line 20 for "GHPS", but the applicant found that terminology on page 24, line 12. The wording of the paragraph, however, should be sufficient guide to the correct location in the spec. The suggestion to "Change I" made by the Examiner, however, corresponds with the applicant's copy of the as-filed specification; that is, at page 28, line 17.

Applicant has carefully studied the prior art, rejections and statements provided by the Examiner. In response, the applicant has amended all seven claims standing in the case, moving the limitations of original claims 2 and 5 into claims 1 and 4 respectively, and has amended the claim language to more particularly point out and distinctly claim the subject matter believed to be patentable.

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Claim 1 as amended herein now recites:

1. *A multi-dimensional information repository, comprising:
a plurality of stored data entities identified according to one or both of
position and change in position; and
a data retrieval system;
characterized in that the data entities are selected for retrieval by the
retrieval system according to one or both of the position and change in
position.*

Amended claim 1 is more narrow than original claim 1 by the added limitation from original claim 2 of the change in position identification. In the rejection of original claim 2 the Examiner has relied upon DeLorme, column 7, lines 54-65 and column 33, lines 18-52. After reading carefully all of the relied-upon teaching, it is clear to the applicant that the temporal aspects in DeLorme are not changes in position as claimed to be used in conjunction with position for alternative selection of data for retrieval. Claim 1 as amended is therefore clearly patentable over the art cited and applied.

Claim 2 has been amended to recite more particularly that the change in position may be direction or rate of change (i.e. speed). Claim 2 is patentable as depended from a patentable claim, or on its merits. Claim 3 as amended recites an additional limitation to claim 1 of client interest as well as position and change in position. Claim 3 is patentable as depended from a patentable claim and on its merits.

Claim 4, reciting an Internet-connected server system has been amended herein following the amendments made to claim 1, adding the

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original limitation of claim 5, and is patentable following the same reasoning as presented above on behalf of amended claim 1. Claims 5-7 are amended as well, and are patentable at least as depended, and also on their merits.

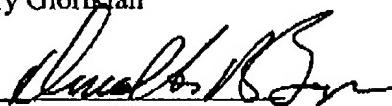
The applicant acknowledges the statutory double-patenting rejection under 35 U.S.C. 101, which is being corrected by filing patentably distinct claim sets in both of the applications to which the Examiner refers in the rejection.

All of the claims standing for examination have now been shown to be patentable as amended over the prior art, and applicant respectfully requests that the present case be reconsidered and passed quickly to issue. If there are any time extensions due beyond any extension requested and paid with this amendment, such extensions are hereby requested. If there are any fees due beyond any fees paid with the present amendment, such fees are authorized to be deducted from deposit account 50-0534.

Respectfully Submitted,

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